THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.4114 of 2007

02.4.2007

Between

Habeeb Mohammad, S/o.Habeeb Mujtaba

... Petitioner

AND

The Secretary to Government of Andhra Pradesh,
Revenue Department, Secretariat, Hyderabad
And others

... Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.4114 of 2007

ORDER:

The petitioner claims to be the Priest of Gyarvi Sherif Ka Chilla and Mosque in survey No.99/1 situated at Mamidipalli village of Saroornagar Mandal in Ranga Reddy District. According to him, the Mosque is in existence from the time immemorial. However the respondents started constructing wall preventing the offering of prayers in the Mosque. Therefore, the petitioner seeks a writ of Mandamus declaring the action of the respondents in constructing compound wall around the Mosque as illegal and arbitrary, and for a consequential direction.

After getting instructions, learned Assistant Government Pleader for Revenue (General-T) submits that the land in survey No.99/1 has been handed over to Andhra Pradesh Industrial and Infrastructure Corporation (APIIC) Limited and that the respondents are not constructing any compound wall around the Mosque.

As the APIIC is not a party to this writ petition and no material is placed before this Court to show that there is any obstruction for the people to go to the Mosque for offering prayers, the petitioner is given liberty to approach the concerned authority in APIIC and seek appropriate redressal. Liberty is also given to approach Andhra Pradesh State Wakf Board for redressal in case there is any obstruction to offer prayers in the Mosque.

The writ petition, with the above observations, is accordingly

disposed of. No costs.

(V.V.S.RAO,J)

April 02, 2007
YS